IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.245 OF 2005

Hemant Meghraj Rathod ..Petitioner.

Vs.

The State of Maharashtra & Ors. ..Respondents.

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Mr.C.M.Korde with Mr.Jadhav i/b M/s.Vinod Mistry & Co. for the Petitioner.

Mr.P.M.Patil, AGP for Respondent Nos.1, 2 and 5 to 7.

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CORAM : A.P.SHAH,

DR.D.Y.CHANDRACHUD, JJ.

7th July, 2005.

P.C. :

1. Heard learned counsel appearing for the parties.

2. Learned counsel appearing for the Municipal Council states that the Municipal Council has already initiated proposal in respect of the

proposed 18 mtr. D.P. Road instead of the original proposed 80 mts. Pen-Khopoli by-pass road passing through the said plot in the sanctioned development plan by publishing a notice under Section 37(1) of the Maharashtra Regional and Town Planning Act, 1966 on 29th March, 2005. The Municipal Council and the State Government are directed to take necessary steps pursuant to the said proposal and take a decision under Section 32 of the MRTP Act as expeditiously as possible and in any event within a period of six months from today. The Petition is disposed of accordingly.